

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

SMARTREPLY, INC., a California corporation. )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
HARTFORD CASUALTY INSURANCE )  
COMPANY, an Indiana corporation; and AXIS )  
SURPLUS INSURANCE COMPANY, an )  
Illinois company, )  
 )  
Defendants. )  
\_\_\_\_\_ )

Case No. 2:10-cv-01606

ORDER GRANTING STIPULATED  
MOTION TO CONTINUE MSJ  
NOTING DATES AND SET  
EXPEDITED DISCOVERY DISPUTE  
SUBMISSION

Having shown good cause for their request, the Court hereby GRANTS the parties' stipulated motion and continues SmartReply's motions for summary judgment on the duties of Hartford and AXIS to defend SmartReply in the underlying cases, to a date to be determined once the Court rules on SmartReply's motion for a protective order.

The Court also hereby sets the following expedited schedule for the discovery dispute submission:

Date	Local Civil Rule 37(a)(10(B) Event
December 16, 2010	SmartReply will prepare the initial portion of the joint CR 37 submission, a proposed order, and any supporting declarations and documents, and provide them to defendants' counsel
December 23, 2010	Hartford and AXIS will prepare their rebuttals to SmartReply's position for the CR 37 submission, together with any supporting declarations and documents, and provide them to counsel
December 30, 2010	Noting Date for SmartReply's Motion for Protective Order SmartReply will prepare its reply on the CR 37 submission and file it, along with all supporting materials, with the Court

DATED this \_\_13<sup>th</sup>\_\_ day of December, 2010.



Marsha J. Pechman  
United States District Judge

PRESENTED BY:

**GAUNTLETT & ASSOCIATES**

By: /s/ James A. Lowe  
 JAMES A. LOWE(CA SBN 214383)  
 David A. Gauntlett (CA SBN 96399)  
 Andrew M. Sussman (CA SBN 112418)  
 18400 Von Karman Avenue, Suite 300  
 Irvine, California 92612  
 Telephone: (949) 553-1010  
 Facsimile: (949) 553-2050  
 info@gauntlettlaw.com  
 jal@gauntlettlaw.com

**HENDRICKS & LEWIS PLLC**

By: /s/ O. Yale Lewis, Jr.  
O. Yale Lewis, Jr. (WSBA No. 01367)  
Stacia N. Lay (WSBA 30594)  
901 Fifth Avenue, Suite 4100  
Seattle, Washington 98164  
Telephone: (206) 624-1933  
Facsimile: (206) 583-2716  
oyl@hllaw.com  
sl@hllaw.com  
Attorneys for Plaintiff SMARTREPLY, INC.

**MEAGHER & GEER PLLP**

By: /s/ Charles Spevacek  
Charles Spevacek, Esq.  
Jenny L. Sautter, Esq.  
33 So. Sixth Street, Suite 4400  
Minneapolis, MN 55402-3601  
Main Phone: (612) 338-0661  
Fax: (612) 877-3066  
cspevacek@meagher.com  
jsautter@meagher.com

**BETTS, PATTERSON & MINES, P.S**

By: /s/ Joseph D. Hampton  
Joseph D. Hampton (WSBA #15297)  
Mark E. Mills (WSBA #16383)  
One Convention Place, Suite 1400  
701 Pike Street, Seattle, WA 98101-3927  
Telephone: (206) 292-9988  
Facsimile: (206) 343-7053  
jhampton@bpmlaw.com  
mmills@bpmlaw.com

Attorneys for Defendant  
HARTFORD CASUALTY INSURANCE COMPANY

**WILLIAMS, KASTNER & GIBBS PLLC**

By: /s/ Dana A. Ferestien  
Dana A. Ferestien (WSBA #26460)  
601 Union Street, Suite 4100  
Seattle, WA 98101-2380  
Telephone: (206) 628-6600  
Facsimile: (206) 628-6611  
dferestien@williamskastner.com

Attorneys for Defendant  
AXIS SURPLUS INSURANCE COMPANY